

In the Court of Appeals of the State of Alaska

State of Alaska,

Petitioner,

v.

Lance Donovan Hinson,

Respondent.

Court of Appeals No. **A-13990**

Order

Petition for Review

Date of Order: **6/06/2022**

Trial Court Case No. **3AN-19-10814CI**

Before: Allard, Chief Judge, and Wollenberg and Terrell, Judges.

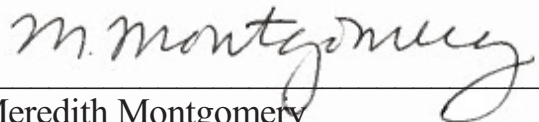
The State of Alaska has filed a petition for review seeking interlocutory review of a trial court's decision in a post-conviction DNA testing case. The State acknowledges that "ordinarily" the State would wait until there was a final decision on the merits and would then appeal, but it asserts that "further delay" in this case is "unwarranted" because the murder at issue here occurred more than 20 years ago and the issues being raised in the interlocutory petition primarily involve questions of law. The Respondent, Lance Donovan Hinson, represented by the Alaska Innocence Project, opposes granting of this interlocutory petition. Hinson argues that the "State's legal arguments do not support the request to bypass the sound policy requiring a final order to appeal." Hinson also points out that the State previously requested, and received, a six-month delay before responding to Hinson's application.

We agree with Hinson that there appears to be no clear reason why the ordinary procedures should not be followed in this case. We therefore decline to exercise our discretionary authority to hear this petition on an interlocutory basis.

Accordingly, the State's petition for review is **DENIED** without prejudice to the State raising these issues once there is a final order.

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Clerk of the Appellate Courts


Meredith Montgomery

cc: Judge Walker
Trial Court Clerk

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